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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

JEFF HATCH-MILLER, Chairman
WILLIAM A. MUNDELL
MIKE GLEASON
KRISTIN K. MAYES
BARRY WONG

2006 AUG 16 A 9:45

AZ CORP COMMISSION
DOCUMENT CONTROL

IN THE MATTER OF:
ESCHELON TELECOM OF ARIZONA, INC.

DOCKET NO. T-03406A-06-0257
DOCKET NO. T-01051B-06-0257

Complainant,

vs

QWEST CORPORATION,

Respondent.

PROCEDURAL ORDER

BY THE COMMISSION:

On April 14, 2006, Eschelon Telecom of Arizona, Inc. ("Eschelon") filed with the Arizona Corporation Commission ("Commission") a complaint against Qwest Corporation ("Qwest") stating that Qwest has refused to provide both repairs for disconnects in error and the capability to expedite orders for unbundled loops under the repair and expedite language of the Qwest-Eschelon Interconnection Agreement ("ICA").

On August 11, 2006, Eschelon filed a Request to Adopt Proposed Procedural Schedule as follows:

Qwest Testimony	August 28, 2006
Staff Testimony	January 9, 2007 ¹
Eschelon & Qwest Rebuttal	January 16, 2007
Pre-Hearing Conference	February 6, 2007
Hearing	February 20, 2007

Arizona Corporation Commission

DOCKETED

AUG 16 2006

DOCKETED BY

Eschelon stated that all parties reached agreement to this schedule.

¹ The August 11, 2006 Request had filing dates for Staff Testimony, Eschelon & Qwest Rebuttal, the pre-hearing conference and the hearing in 2006, but were presumably intended to be in 2007.

1 IT IS THEREFORE ORDERED that the **pre-hearing conference** shall be held **February 6,**
2 **2007, at 10:00 a.m.** at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona.

3 IT IS FURTHER ORDERED that the **hearing** shall be held on **February 20, 21, 22 and 23,**
4 **2007 at 10:00 a.m.** at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona.

5 IT IS FURTHER ORDERED that any testimony and associated exhibits to be presented at
6 hearing on behalf of **Qwest** shall be filed by **4:00 p.m.** on or before **August 28, 2006.**

7 IT IS FURTHER ORDERED that any testimony and associated exhibits to be presented at
8 hearing on behalf of **Staff** shall be filed by **4:00 p.m.** on or before **January 9, 2007.**

9 IT IS FURTHER ORDERED that any rebuttal testimony and associated exhibits to be
10 presented at hearing on behalf of **Eschelon and Qwest** shall be filed by **4:00 p.m.** on or before
11 **January 16, 2007.**

12 IT IS FURTHER ORDERED that any substantive corrections, revisions, or supplements to
13 pre-filed testimony shall be reduced to writing and filed no later than five days before the witness is
14 scheduled to testify.

15 IT IS FURTHER ORDERED that all parties must comply with Rule 38 (a) of the Rules of the
16 Arizona Supreme Court with respect to practice of law and admission *pro hac vice*.

17 IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance
18 with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Rule 42 of the
19 Arizona Supreme Court). Representation before the Commission includes the obligation to appear at
20 all hearings and procedural conferences, as well as all Open Meetings for which the matter is
21 scheduled for discussion, unless counsel has previously been granted permission to withdraw by the
22 Administrative Law Judge or the Commission.

23 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 - Unauthorized
24 Communications) applies to this proceeding and shall remain in effect until the Commission's
25 Decision in this matter is final and non-appeable.

26 ...

27 ...

28 ...

1 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive
2 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

3 Dated this 16 day of August, 2006

4
5
6 
7 AMY BJELLAND
ADMINISTRATIVE LAW JUDGE

8 Copies of the foregoing mailed/delivered
9 this 16 day of August, 2006 to:

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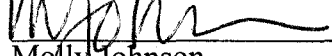
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By: 
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Secretary to Amy Bjelland